

**To:** Way, Steven[way.steven@epa.gov]  
**From:** Matt Francis  
**Sent:** Wed 3/25/2015 6:14:25 PM  
**Subject:** FW: EPS81302; TO 62  
C\_EPS81302\_62\_0\_R08.pdf  
DBA Hwy.pdf  
DBA Heavy.pdf  
E-mail on Bond for TO 51.pdf

I'm providing the attached so you know what's going with Marilyn/Richard. Just an FYI so you don't get blindsided with questions.

**From:** Marilyn Smith  
**Sent:** Wednesday, March 25, 2015 12:11 PM  
**To:** Matt Francis  
**Subject:** FW: EPS81302; TO 62

**From:** Marilyn Smith  
**Sent:** Wednesday, March 25, 2015 1:08 PM  
**To:** Braun, Richard ([Braun.Richard@epa.gov](mailto:Braun.Richard@epa.gov))  
**Subject:** RE: EPS81302; TO 62

Rich:

As of now we are drafting the RFP and internally conducting peer review as we know this will take some time.

I've attempted to answer your questions below in italics.

1) As required by the SOW, I need copies of the work plan for Phase 1 and 2.

- *The RM is currently revising the work plan, he in turn will seek OSC input/review, once finalized I will send that to you when we get a final.*

2) Did I issue the TO with the DBA incorporated or does that need to be added? (I don't access to the hardcopy file today)

- *The TO currently does not list DBA. The TO was issued 10/10/14 which was too near the end of the season to allow too much work to occur. (copy of TO attached).*

3) It would simplify things if we could use one wage scale DBA rather than two. Did we previously decide to use SCA for Phase 1 and DBA for Phase 2?

- *For the RFP I am looking to utilize the HWY DBA (copy attached) as it covers all potential categories of large equipment. But I've also provided the HEAVY DBA so you can see the difference.*

4) Bond amount should be adequate to cover Phase 2 tasks 8,9,11, and 12 as outlined in SOW under Phase 2 Tasks.

- *For the RFP bond ER's utilizes a standard 100% performance and payment bond requirement.*

5) Concerning the Obligee on the bond; we've dealt with this before on other projects and I thought the conclusion was that the government needs to be listed as the obligee?

- *The last project that we had with bonds was under TO 51 (Gold King) we issued the RFP with dual obligee of ER & EPA. Once bonds were received EPA determined that bonding was adequate with just the sub providing it (copy of that e-mail attached).*

Marilyn

**From:** Braun, Richard [<mailto:Braun.Richard@epa.gov>]

**Sent:** Wednesday, March 25, 2015 12:17 PM

**To:** Marilyn Smith

**Subject:** RE: EPS81302; TO 62

Hi Marilyn,

Couple of thoughts:

- 1) As required by the SOW, I need copies of the work plan for Phase 1 and 2
- 2) Did I issue the TO with the DBA incorporated or does that need to be added? (I don't access to the hardcopy file today)
- 3) It would simplify things if we could use one wage scale DBA rather than two. Did we previously decide to use SCA for Phase 1 and DBA for Phase 2?
- 4) Bond amount should be adequate to cover Phase 2 tasks 8,9,11, and 12 as outlined in SOW under Phase 2 Tasks.

Concerning the Oblige on the bond; we've dealt with this before on other projects and I thought the conclusion was that the government needs to be listed as the oblige?

Richard Braun

Contracting Officer

EPA Region 8

p. 303-312-6380

[braun.richard@epa.gov](mailto:braun.richard@epa.gov)

**From:** Marilyn Smith [<mailto:m.smith@erllc.com>]

**Sent:** Wednesday, March 25, 2015 10:05 AM

**To:** Braun, Richard

**Subject:** EPS81302; TO 62

Hi Richard:

ER is currently preparing a draft RFP for subcontracted bulkhead work to occur later this Spring at the Red & Bonita Mine (TO 62). Work will consist of SCA & DBA.

I wanted to notify you that ER is incorporating performance and payment bonds as a mandated requirement on behalf of the subcontractor into the RFP with ER listed as the obligee.

Therefore ER does not believe additional bonding to the project will be necessary on behalf of ER.

Let me know if this is correct.

Thank you,

*Marilyn Smith*

*Program Manager*

Environmental Restoration LLC

<http://www.erllc.com/>

